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3 Hon. John H. Chun  
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8 UNITED STATES DISTRICT COURT  
9 FOR THE WESTERN DISTRICT OF WASHINGTON  
10 AT SEATTLE

11 CYNTHIA L. BAUMGARTNER,  
12 Plaintiff,  
13 vs.  
14 STATE FARM MUTUAL AUTOMOBILE  
15 INSURANCE COMPANY, GEICO  
16 AUTOMOBILE INSURANCE COMPANY,  
17 LINDA FRIAS AND "JOHN DOE" FRIAS,  
18 Defendants.

19 No. 2:21-CV-01697-JHC  
20 DEFENDANTS LINDA FRIAS AND  
21 "JOHN DOE" FRIAS STIPULATED  
22 MOTION TO DISMISS AND  
23 [PROPOSED] ORDER  
24 NOTE ON MOTION CALENDAR:  
25 4/14/23

15 **I. STIPULATED MOTION**

16 IT IS HEREBY STIPULATED by and between the parties hereto that any and all  
17 claims and causes of action against defendant Linda Frias and "John Doe" Frias be dismissed  
18 with prejudice and without an award of costs or fees to any party.

19 DATED: April 11, 2023.

20 *Attorneys for Plaintiff:*

21 **JJRYAN LAW PLLC**

22 By: /s/ John J. Ryan (authorized to sign on  
23 John Ryan's behalf)

24 John J. Ryan, WSBA No. 14197  
E-Mail: jjryanlaw@gmail.com

20 *Attorneys for Defendant Frias:*

21 **LEE SMART PS INC.**

22 By: /s/ Levi Bendele  
Levi L. Bendele III, WSBA No. 26411  
Pedro Melesio, WSBA No. 51322  
E-Mail: lb@leesmart.com  
pm@leesmart.com

## II. ORDER

Pursuant to the Stipulated Motion above, it is hereby ORDERED that any and all claims and causes of action against defendant Linda Frias and “John Doe” Frias are dismissed with prejudice and without an award of costs or fees to any party.

DATED: April 14, 2023

*John H. Chan*  
JOHN H. CHAN

JOHN H. CHUN

## United States District Court Judge

## Presented by:

<p><i>Attorneys for Plaintiff:</i></p> <p><b>JJRYAN LAW PLLC</b></p> <p>By: <u>/s/John J. Ryan (authorized to sign on John Ryan's behalf)</u></p> <p>John J. Ryan, WSBA No. 14197 E-Mail: jjryanlaw@gmail.com</p>	<p><i>Attorneys for Defendant Frias:</i></p> <p><b>LEE SMART PS INC.</b></p> <p>By: <u>/s/ Levi Bendele</u></p> <p>Levi L. Bendele III, WSBA No. 26411 Pedro Melesio, WSBA No. 51322 E-Mail: lb@leesmart.com pm@leesmart.com</p>
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## **CERTIFICATE OF SERVICE**

I have served a true and correct copy, of the foregoing upon the individual(s) listed by the following means:

PARTY/COUNSEL	DELIVERY METHOD
<b>Court:</b> United States District Court Western District of Washington	<input type="checkbox"/> U.S. Postal Service (First Class) <input type="checkbox"/> Facsimile to _____ <input type="checkbox"/> Express Mail / Courier <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> E-Service <input checked="" type="checkbox"/> E filed
<b>Working Copies to Judge:</b> Judge Samuel Chun	<input type="checkbox"/> U.S. Postal Service (First Class) <input type="checkbox"/> Facsimile to _____ <input type="checkbox"/> Express Mail / Courier <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> E-Service <input checked="" type="checkbox"/> E filed
<b>Counsel for Plaintiff:</b> John J. Ryan JJRyan Law PLLC 915 Trosper Road SW; Suite 101 Tumwater, WA 98512 jjryanlaw@gmail.com	<input type="checkbox"/> U.S. Postal Service (First Class) <input type="checkbox"/> Facsimile to _____ <input type="checkbox"/> Express Mail / Courier <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Via Legal Messenger <input checked="" type="checkbox"/> E-Service / E-Mail <input checked="" type="checkbox"/> E-Filed
<b>Counsel for Co-Defendant State Farm Automobile Insurance Company:</b> Steve Jensen Jensen Morse Baker PLLC 1809 Seventh Ave., Suite 410 Seattle, WA 98101 steve.jensen@jmblawyers.com	<input type="checkbox"/> U.S. Postal Service (First Class) <input type="checkbox"/> Facsimile to _____ <input type="checkbox"/> Express Mail / Courier <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Via Legal Messenger <input checked="" type="checkbox"/> E-Service / E-Mail <input checked="" type="checkbox"/> E-Filed

DATED April 14, 2023.

/s/ Joey N. Eichelberger  
Joey N. Eichelberger, Legal Assistant